



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/909,923	07/20/2001	Alfred S. Despres III	HAYES-1

Pandiscio & Pandiscio  
 470 Totten Pond Road  
 Waltham, MA 02451-1914

CONFIRMATION NO. 2416  
**FORMALITIES LETTER**



\*OC00000006521799\*

Date Mailed: 09/06/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice **MUST** be returned with the reply.*

*Thompson*

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Alfred S. Despres III et al.  
For: MODULAR FEMORAL STEM COMPONENT FOR  
A HIP JOINT PROSTHESIS  
Attorney's Docket No.: HAYES-1  
  
Date: July 20, 2001

**COPY**

BOX PATENT APPLICATION  
Assistant Commissioner For Patents  
Washington, D.C. 20231

Sir:

FILING OF PATENT APPLICATION UNDER 37 CFR 1.10

The attached application is being filed under the provisions of 37 CFR 1.10.

Applicant's attorney is also submitting the requisite fee on the basis of Large Entity status as calculated on the attached transmittal letter.

\*EXPRESS MAIL\* MAILING LABEL NUMBER ET169681589US  
DATE OF DEPOSIT JULY 20, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

MARK J. PANDISCO

(PERSON MAILING)

Mark Pandisco 7/20/01  
(SIGNATURE)

Respectfully submitted,

Mark Pandisco 7/20/01

Mark J. Pandisco  
Reg. No. 30,883  
Pandisco & Pandisco  
470 Totten Pond Road  
Waltham, MA 02451-1914  
(781) 290-0060

JES/HAYES1.FIL

HAYES-1

Case Docket No.: HAYES-1

Assistant Commissioner For Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of:

Inventor: Alfred S. Despres III et al.  
For: MODULAR FEMORAL STEM COMPONENT FOR A HIP JOINT PROSTHESIS

Enclosed are:

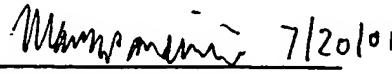
- 5 sheets of drawings.  
 An assignment of the invention to: \_\_\_\_\_  
 A verified statement to establish small entity status.  
 \_\_\_\_\_

The filing fee has been calculated as shown below:

For:	No. Filed	No. Extra	Rate	Small Entity		Large Entity	
				Fee	Rate	Fee	Rate
<b>Basic Fee</b>				\$355.00		\$710.00	
<b>Total Claims</b>	26 - 20	6	x \$ 9.00	0.00	x \$18.00	108.00	
<b>Ind. Claims</b>	4 - 3	1	x \$40.00	0.00	x \$80.00	80.00	
<b>Mult. Claims</b>			+ \$135.00		+ \$270.00		
					Total	\$898.00	

- Please charge my Deposit Account No. 16-0221 to cover the filing fee and assignment recording fee. A duplicate copy of this sheet is enclosed.
- A check in the amount of \$898.00 to cover the filing fee (and assignment recording fee) is enclosed.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
- Any additional filing fees required under 37 CFR 1.16.
- Any patent application processing fees under 37 CFR 1.17.
- The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
- Any patent application processing fees under 37 CFR 1.17.
- The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
- Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

  
7/20/01  
Pandiscio & Pandiscio  
470 Totten Pond Road  
Waltham, Massachusetts 02451-1914  
Tel. (781) 290-0060

JES/HAYES1.FEE

HAYES-1

PATENT

. IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Alfred S. Despres III et al.  
Serial No.: 09/909,923  
Filing Date: 07/20/01  
Title: MODULAR FEMORAL STEM COMPONENT  
FOR A HIP JOINT PROSTHESIS  
Group Art Unit: 3738  
Attorney's Docket No.: HAYES-1  
  
Box Missing Parts  
Assistant Commissioner for Patents  
Washington, DC 20231

**COPY**

\*EXPRESS MAIL\* MAILING LABEL NUMBER ET851676225US  
DATE OF DEPOSIT 11/6/01

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED  
WITH THE UNITED STATES POSTAL SERVICE \*EXPRESS MAIL POST  
OFFICE TO ADDRESSEE\* SERVICE UNDER 37 CFR 1.10 ON THE  
DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT  
COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

JAMES A. SHERIDAN

(PERSON MAILING)

James A. Sheridan 11/6/01  
(SIGNATURE)

RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION - FILING DATE GRANTED

In response to the outstanding NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, Applicant  
hereby respectfully submits the following:

- (1) a DECLARATION AND POWER OF ATTORNEY document listing  
the names of each of the inventors, specifically identifying the  
application by serial number and filing date, and signed by the  
inventors, Alfred S. Despres III and Daniel E. E. Hayes, Jr.;
- (2) a substitute set of drawings for the application, with  
appropriate margins in compliance with 37 CFR 1.84;

(3) a duplicate copy of the NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, as requested in the Notice; and

(4) one (1) check in the amount of \$130.00 to cover the surcharge for the late filing of the Declaration, this charge having been calculated on the basis of Large Entity status.

In the event that any additional fees may be required to be paid in connection with this submission, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

A duplicate copy of this RESPONSE TO OUTSTANDING NOTICE TO  
FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED is  
enclosed for the convenience of the Patent and Trademark Office.

Respectfully submitted,

*James A. Sheridan 11/6/01*

James A. Sheridan

Registration No. 43,114

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PS/HAYES1.RES